

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
JERARD WALKER,
Plaintiff,

v.

MICHAEL CAPRA, et al.,
Defendants.
-----X

ORDER

22 CV 7638 (VB)

Copies Mailed/Faxed
Chambers of Vincent L. Briccetti

On March 13, 2023, plaintiff, who is proceeding pro se and in forma pauperis, filed a letter informing the Clerk of Court that he had been transferred from Upstate Correctional Facility to Sullivan Correctional Facility. (Doc #14).

On May 30, 2023, defendants moved to dismiss the amended complaint and filed an affidavit indicating the motion and all supporting papers had been served on plaintiff at his former address at Upstate Correctional Facility. (See Docs. ##32, 34). According to the docket, the motion to dismiss was not sent to plaintiff's current address at Sullivan Correctional County.

On June 20, 2023, after plaintiff failed to timely oppose the motion, the Court sua sponte extended plaintiff's time to do so. The June 20 Order was likewise sent to plaintiff's former address, and was never sent to plaintiff at Sullivan Correctional Facility.

Accordingly, it is HEREBY ORDERED:

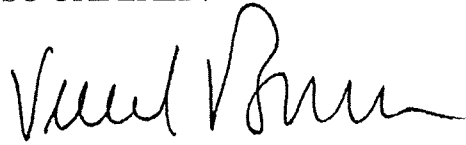
1. The Clerk is directed to update plaintiff's address on the docket to Sullivan Correctional Facility, P.O. Box 116, Fallsburg, NY 12733.
2. The New York State Attorney General's Office is directed to re-serve the motion and all supporting papers on plaintiff at Sullivan Correctional Facility, P.O. Box 116, Fallsburg, NY 12733.

3. The Court sua sponte extends plaintiff's time to oppose defendant's motion to dismiss to **August 31, 2023**. Defendants' reply, if any, is due **September 14, 2023**.

Chambers will mail a copy of this Order to plaintiff at his current address.

Dated: July 6, 2023
White Plains, NY

SO ORDERED:

A handwritten signature in black ink, appearing to read "Vincent Briccetti", written over a horizontal line.

Vincent L. Briccetti
United States District Judge